

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 07-05-01**

Date Published: April 26, 2007
For Work Week Commencing: April 30, 2007
Commission Meeting: May 1, 2007, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.mt.gov>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Live audio feed Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio feed link on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

9:00 a.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. N2007.4.40 – Southern Montana Telephone Company – Motion for a Term Protective Order – Address and Rule on Motion. (05/01/07)

2. D2004.12.198 – Complaint Against Yellow-Page.Net, OAN Services, Inc. and Enhanced Services Billing, Inc. – Cramming Violations – Inform Commission of Satisfactory Resolution of Issues. (05/01/07)
3. D2004.1.6 – Triangle Communications Systems – Application for designation as Eligible Telecommunications Carrier – Placeholder for further discussion, direction, action, if any is necessary, on draft final order. (05/01/07)
4. Court, DV-03-10080 – Whitehall Wind v. PSC and NWE – Judicial review of PSC order – Placeholder for any further discussion, direction, action if necessary, on compliance with latest court order. (05/01/07)
5. Staff travel – Act on request for approval of Gary Duncan’s travel to Albuquerque, NM, May 13th through May 18th. (05/01/07)
6. Amending/Supplementing Protective Order Rules ARM 38.2.5001, et seq. – Discuss several changes to the protective order rules, and to act to propose rule amendments/additions, if that is what the Commission decides. (05/01/07)
7. Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (05/01/07)

Weekly Scheduling – Will be held at 9:00 a.m. on the day of the Commission Meeting

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC’s web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2007.4.41 – Montana-Dakota Utilities Co. – Conservation Program Tracking Mechanism Rate 90

D2007.4.42 – NorthWestern Energy – Therm Billing Zone – Natural Gas Transmission Pipe Line